

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

DENNIS MYERS,	)	3:16-CV-0491-RCJ (VPC)
	)	
Plaintiff,	)	<b><u>MINUTES OF THE COURT</u></b>
	)	
vs.	)	August 17, 2017
	)	
DEPUTY LOPEZ, et al.,	)	
	)	
Defendants.	)	
_____	)	

PRESENT: THE HONORABLE VALERIE P. COOKE, U.S. MAGISTRATE JUDGE

DEPUTY CLERK: LISA MANN REPORTER: NONE APPEARING

COUNSEL FOR PLAINTIFF(S): NONE APPEARING

COUNSEL FOR DEFENDANT(S): NONE APPEARING

**MINUTE ORDER IN CHAMBERS:**

The U.S. Marshal was unable to complete service of process on the following defendants:

1. Deputy Sheriff Lopez (ECF No. 9) – no longer employed by the Douglas County Sheriff's Office;
2. Deputy Sheriff Denkins (ECF No. 12) - no longer employed by the Douglas County Sheriff's Office;
3. Deputy Sheriff Giro (ECF No. 13) – the name was not recognized by the Douglas County Sheriff's Office; and
4. Deputy Sheriff Gonzales (ECF No. 14) – deployed overseas on military duty.

Defendant Sheriff Ron Perini shall file the last known addresses of defendants Lopez, Denkins, and Giro (pronounced "Geera" employed between 7-12-15 and 10-26-15) *under seal* on or before **Friday, September 1, 2017**. Plaintiff's motion requesting issuance of summons and service (ECF No. 16) is **GRANTED**.

As to Deputy Sheriff Gonzales, plaintiff shall file a notice on or before **Friday, September 1, 2017** advising the court if he wants to voluntarily dismiss this defendant who is deployed overseas on military duty. Otherwise, plaintiff shall review Fed.R.Civ.P. 4 to determine whether he can serve process on a person deployed on military duty and advise the court of his intentions by **September 1, 2017**.

The Clerk shall **ISSUE** summonses for **Deputy Sheriff Lopez, Deputy Sheriff Denkins,** and **Deputy Sheriff Giro** and send the same to the U.S. Marshal with the addresses once they are provided *under seal*. The Clerk shall **SEND** to plaintiff four USM-285 forms. The Clerk shall **SEND** sufficient copies of the complaint (ECF No. 7), and this order to the U.S. Marshal for service on the defendants. Plaintiff shall have until **Friday, September 1, 2017**, to complete the USM-285 service form and return it to the U.S. Marshal at 400 S. Virginia Street, 2<sup>nd</sup> Floor, Reno, NV 89501 for service.

If plaintiff fails to follow this order, these defendants will be dismissed for failure to complete service of process pursuant to Fed.R.Civ.P. 4(m).

**IT IS SO ORDERED.**

DEBRA K. KEMPI, CLERK

By: \_\_\_\_\_/s/\_\_\_\_\_  
Deputy Clerk